IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO: 7063 of 2005

Between:

Smt.Padmamma W/O Sri Sailoo,
Sarpanch, Kyathanpalli village, Damargidda Mandal,
Mahaboobnagar District.

.... PETITIONER

AND

The District Collector,(PTS Wing),

Mahaboobnagar,

Mahaboobnagar District.

...RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the proceedings No.A1/417/2004-I dated 28.03.2005 of the respondent as arbitrary, illegal and violative of principles of natural justice.

Counsel for the Petitioner: MR.M.Narender Reddy

Counsel for the Respondent: G.P. for Panchayat Raj & Rural Development

The Court at the stage of admission made the following:

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THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO.7063 OF 2005

ORDER:

This writ petition is filed aggrieved by the order passed by the respondent-District Collector (PTS Wing), Mahabubnagar, under Section 249(6) of A.P.Panchayat Raj Act, 1994,(for short "the Act"), dated 28.03.2005 whereunder the petitioner was placed under suspension for a period of three months.

Against the impugned order, an alternative remedy of revision is available under Section 264 of the Act. Without exhausting the said remedy, the petitioner cannot maintain this writ petition.

In the circumstances, the writ petition is disposed of granting leave and liberty to the petitioner to work out the alternative remedy as available under law. However, having regard to the facts and circumstances of the case, there shall be a direction that the impugned order dated 28.03.2005 shall not be given effect to for a period of two weeks from today. No costs.

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01.04.2005

Note : Furnish C.C., by tomorrow.

(B/o)

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To

1. The District Collector,(PTS Wing),

Mahaboobnagar,

Mahaboobnagar District.
2. Two C.Cs to the G.P. for Panchayat Raj & Rural Development
High Court Buildings, Hyderabad (OUT).
3. Two C.D.copies.
4. One C.C.to Sri.M.Narender Reddy, Advocate.